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PS Form 3800, May 2000 (Reverse)

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U.S. Environmental Protection Agency Martha Bosworth, Enforcement Coordinator Office of Site Remediation and Restoration (HBS) One Congress Street, Suite 1100 Boston, MA 02114

ATTN: Wells G&H Case Team



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY... EPA NEW ENGLAND 1 CONGRESS STREET, SUITE 1100 BOSTON, MA 02114-2023

S600188

URGENT LEGAL MATTER -- PROMPT REPLY NECESSARY CERTIFIED MAIL: RETURN RECEIPT REQUESTED

December 15, 2003

Paul J. Norris, President W. R. Grace 7500 Grace Drive Columbia, MD 21044

Re:

Request for Information Pursuant to Section 104 of CERCLA in relation to the former Whitney Barrel Company at the Wells G & H Superfund Site in Woburn, Massachusetts, hereinafter referred to as the "Site"

Dear Paul J. Norris:

The United States Environmental Protection Agency (EPA) is investigating the source, extent and nature of the release or threatened release of any hazardous substance, pollutant or contaminant, or hazardous waste at the Whitney Barrel Company, 256 Salem Street, Woburn, Massachusetts, situated within the Wells G & H Superfund Site in Woburn, Massachusetts (the "Site"). See Enclosure G for a map illustrating the location of the Whitney Barrel Company property within the Site. This investigation includes an inquiry into the identification, nature, source, and quantity of materials transported to the Site and/or generated, treated, stored, or disposed of at the Site. This letter seeks your cooperation in providing information and documents relating to the environmental conditions at, and cleanup of, the Site.

Specifically, EPA has information associating your company with the Whitney Barrel Company property at the Site. This letter requests your cooperation in providing information and documents to EPA explaining your relationship to the Whitney Barrel Company and thereby your relationship to the Site.

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9604(e), you are hereby requested to respond to the Information Request set forth in the Enclosure to this letter.

While EPA seeks your voluntary cooperation in this investigation, compliance with the Information Request is required by law. Failure to provide a complete truthful response to this Information Request within thirty (30) days of your receipt of this letter, or to adequately justify such failure to respond, may subject you to an enforcement action by EPA pursuant to Section

104(e) of CERCLA. This provision permits EPA to seek the imposition of penalties of up to twenty-seven thousand five hundred dollars (\$27,500) for each day of non-compliance.

Please note that responses which are incomplete, ambiguous, or evasive will be treated as complete non-compliance with this Information Request. Also, be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C.§ 3501 et seq. Your response to this Information Request should be mailed to:

U.S. Environmental Protection Agency Martha Bosworth, Enforcement Coordinator Office of Site Remediation and Restoration (HBS) One Congress Street, Suite 1100 Boston, MA 02114

ATTN: Wells G&H Case Team

If you have questions concerning the this Information Request, you may contact Martha Bosworth, Enforcement Coordinator at 617-918-1407. Technical questions concerning the Site should be referred to Joseph LeMay, the Remedial Project Manager at 617-918-1323. If you have legal questions, or if your attorney wishes to communicate with EPA on your behalf, please contact Mary Jane O'Donnell, U. S. Environmental Protection Agency, Office of Site Remediation and Restoration, 1 Congress St. (HBT), Boston, MA 02114-2023, or at (617)-918-1371.

Due to the seriousness of the problem at the Site and the legal ramifications of your failure to respond properly, EPA strongly encourages you to give this matter your immediate attention and to respond to this Information Request within the time specified above. Thank you for your cooperation in this matter.

Sincerely,

Bruce A. Marshall, Chief

Search and Cost Recovery Section, Technical & Support Branch

Office of Site Remediation and Restoration

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Enclosures